



US serial No.10/724,178
Applicant's docket No. Oddy 007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of the Application of

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Stephen Michnick et al

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Serial Number: 10/724,178

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Group Art Unit: 1631
Examiner: John S. Brusca

Filed: December 1, 2003

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For: FRAGMENTS OF FLUORESCENT
PROTEINS FOR PROTEIN FRAGMENT
COMPLEMENTATION ASSAYS

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DECLARATION PURSUANT TO 37 C.F.R. § 1.132

I, Stephen William Watson Michnick, hereby declare and state the following:

1. I am one of the co-inventors of the above-cited application.
2. I, along with my co-inventors Marnie L. MacDonald and Jane Lamerdin, were involved in the conception of the presently claimed invention.
3. Of all the currently pending claims in the above-cited application, I am the sole inventor of claims 1, 6, 7, 10, 12-13, 15-17, and 19.
4. I am also one of the co-inventors of all the co-pending applications and issued patents listed below:

U.S. Patent Application No. 10/353,090 ("the '090 application")

U.S. Patent Application No. 10/154,758 ("the '758 application") now U.S. Patent No. 6,929,916

U.S. Patent Application No. 09/603,885 ("the '885 application") now U.S. Patent No. 6,897,017

U.S. Patent 6,428,951 ("the '951 patent")

U.S. Patent 6,294,330 ("the '330 patent")

U.S. Patent 6,270,964 ("the '964 patent")

5. I also invented and articulated the many generic and broad concepts of Protein Complementation Assays (PCA) using protein reporters and more specifically those aspects related to using the fluorescent protein reporters disclosed in the above-identified applications and patents.

6. To the extent that those aspects relating to the fluorescent PCA assays and compositions of claims 1, 6, 7, 10, 12-13, 15-17, and 19 of the presently claimed invention are disclosed in the above-identified published applications and patents, those aspects represent inventions conceived solely by myself.

7. I further declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like made are punishable by fine or imprisonment, or both and under Section 1001 of title 18 of the United States Code.

20 June 2006
DATE

STEPHEN WILLIAM WATSON MICHNICK